

RCE/1644-8  
#35  
9/11  
RECEIVED  
JUL 17 2002  
TECH CENTER 1600/2900

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Louis D. Falo *et al.*  
 Title: INDUCTION OF TUMOR  
       AND VIRAL IMMUNITY  
       USING ANTIGEN  
       PRESENTING CELL CO-  
       CULTURE PRODUCTS AND  
       FUSION PRODUCTS  
 Appl. No.: 09/030,985  
 Appl. Filing Date: 02/26/1998  
 Examiner: G. EWOLDT  
 Art Unit: 1644



**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Commissioner for Patents  
 Box RCE  
 Washington, D.C. 20231

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

**1. Submission required under 37 C.F.R. §1.114: (check items that apply)**

a. Previously submitted:

- Please enter and consider the amendment/reply previously filed on \_\_\_\_.
- Please consider the Affidavit(s)/Declaration(s) previously filed on \_\_\_\_ but not considered.
- Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on \_\_\_\_.
- Other \_\_\_\_.

07/15/2002 CNGUYEN 00000039 09030985

01 FC:279

370.00 OP

b. Enclosed are:

- Amendment/Reply.
- Affidavit(s)/Declaration(s).
- Information Disclosure Statement.
- Form PTO-1449 with copies of \_\_\_ listed reference(s).
- Other .

Miscellaneous:

- Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_ months.

The filing fee is calculated below:

| Claims<br>as<br>Amended                              | Previously<br>Paid For | Extra<br>Claims<br>Present | Rate                | Fee Totals      |
|--|------------------------|----------------------------|---------------------|-----------------|
| RCE Fee<br>1.17(e)                                   |                        |                            | \$740.00            | \$740.00        |
| Total Claims: <u>13</u>                              | <u>20</u>              | <u>0</u>                   | x \$18.00 =         | <u>\$0.00</u>   |
| Independents: <u>2</u>                               | <u>3</u>               | <u>0</u>                   | x \$84.00 =         | <u>\$0.00</u>   |
| First presentation of any Multiple Dependent Claims: |                        |                            | + \$280.00 =        | <u>\$0.00</u>   |
|  |                        |                            | CLAIMS FEE TOTAL: = | <u>\$740.00</u> |

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

|   |  |          |
|---|--|----------|
| [ X ] Extension for response filed within the first month:    | \$110.00                                       | \$110.00 |
| [ ] Extension for response filed within the second month:     | \$400.00                                       | \$0.00   |
| [ ] Extension for response filed within the third month:      | \$920.00                                       | \$0.00   |
| [ ] Extension for response filed within the fourth month:     | \$1,440.00                                     | \$0.00   |
| [ ] Extension for response filed within the fifth month:      | \$1,960.00                                     | \$0.00   |
|   | EXTENSION FEE TOTAL:                           | \$110.00 |
|   | CLAIMS AND EXTENSION FEE TOTAL:                | \$850.00 |
| [ X ]   | Small Entity Fees Apply (subtract ½ of above): | \$425.00 |
| [ ] Suspension of action requested under 37 C.F.R. § 1.103(c) |  | \$0.00   |
|   | TOTAL FEE:                                     | \$425.00 |

[ X ] A check in the amount of \$425.00 to cover the filing fee is enclosed.

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 12 July 2002

By S. A. Bent

FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, D.C. 20007-5143  
Telephone: (202) 672-5404  
Facsimile: (202) 672-5399

Stephen A. Bent  
Attorney for Applicant  
Registration No. 29,768